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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 VERIDIAN CREDIT UNION,

11 Plaintiff,

12 v.

13 EDDIE BAUER LLC,

14 Defendant.

CASE NO. C17-0356JLR

ORDER STRIKING MOTION TO  
COMPEL DISCOVERY

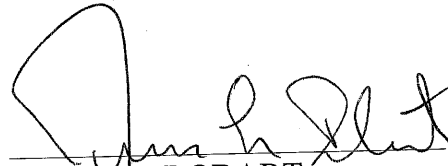
15 Before the court is Plaintiff Veridian Credit Union's ("Veridian") motion to  
16 compel Defendant Eddie Bauer LLC ("Eddie Bauer") to respond to Veridian's First Set  
17 of Requests for Production. (Mot. (Dkt. # 74).) Veridian filed that motion without first  
18 requesting a conference with the court. (*See* Dkt.) The motion therefore contravenes the  
19 court's amended scheduling order regarding class certification. (*See* Amended Sched.  
20 Order (Dkt. # 58) at 2 (citing Fed. R. Civ. P. 16(b)(3)(B)(v)) ("[P]ursuant to Federal Rule  
21 of Civil Procedure 16, the Court 'direct[s] that before moving for an order relating to  
22 discovery, the movant must request a conference with the court' by notifying [the

1 courtroom deputy] . . . .” (second alteration in original)); *see also* Fed. R. Civ. P.

2 16(b)(3)(B)(v) (permitting the court, in its scheduling order, to “direct that before moving  
3 for an order relating to discovery, the movant must request a conference with the court”).

4 The court therefore STRIKES Veridian’s motion to compel (Dkt. # 74) without prejudice  
5 to refiling the motion in a manner that comports with the court’s scheduling order.

6 Dated this 2<sup>nd</sup> day of February, 2018.

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8 JAMES L. ROBART  
United States District Judge  
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